

PATENT

Attorney Docket No. 81839

#7/A
10/23/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
MICHAEL NIEDERWEIS ET AL.)	
)	
Serial No.: Unassigned)	Group Art Unit: Unknown
)	
Filed: Herewith)	Examiner: Unknown
)	
For: METHODS FOR THE)	
PRODUCTION OF A CHANNEL-)	
FORMING PROTEIN)	

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

PRELIMINARY AMENDMENT

Prior to examination of the above-identified patent application, please enter the amendment indicated below.

IN THE CLAIMS:

Please cancel claim 33 without prejudice or disclaimer of the subject matter thereof and please amend claims 1-5, 7-26, 32, 34-35 and 37-39 as follows:

1. (Amended) A Method for producing a channel-forming protein, found in gram-positive bacteria, wherein the channel-forming protein is obtained by

a) heterologous overexpression or

b) purification from mycobacteria, wherein the extraction temperature is higher than

50°C.